

### REMARKS

The Official Action of December 30, 2004 has been carefully considered and reconsideration of the application as amended is respectfully requested.

Claims 1 and 2 have been amended to correct the structure of the compound of formula II so that it now corresponds to the structure of this compound described in original claims 1 and 2 filed May 30, 2000. It is respectfully submitted that this amendment removes the basis for the rejection under 35 USC 112, second paragraph appearing at paragraph 9 of the Official Action.

Claims 47 to 52 have been amended to remove the basis for the rejection of these claims under 35 USC 112, first paragraph appearing at paragraphs 5-7 of the Official Action. Specifically, these claims have been rewritten in Jepson format, in accordance with the preference expressed in 37 CFR 1.57(e), to place the conventional or known steps in the preamble of the claim and to recite the improvement in the body of the claim. This claim format makes clear that Applicant is claiming the compound of formula II only in combination with compounds which are, by regulatory definition of this claim format, known or conventional in the art. Since the compounds in the preamble are, by definition, known or conventional in the art, it is respectfully submitted that a further written description of these compounds is not required.

Since it is clear from the specification as filed that Applicant had possession of a method for administering the claimed compound of formula II to a patient, either alone or in combination with other compounds that were conventional or known to those of skill in the art, it is respectfully

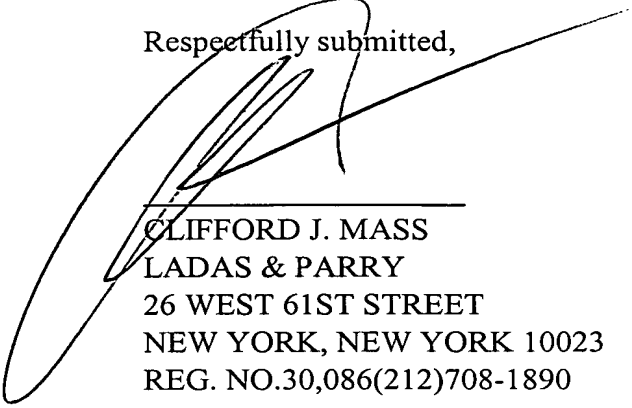
submitted that the invention recited in claims 47 to 52 are properly supported by the description as filed. Accordingly, it is respectfully submitted that the rejection under 35 USC 112, first paragraph, has been overcome and should be withdrawn.

Certain claims of the application have been rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims of US Patent No. 6,384,039 (see paragraphs 11-13 of the Official Action). Applicant submits herewith a terminal disclaimer in compliance with 37 CFR 1.321(c) to overcome these rejections.

Certain claims of the application have been provisionally rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims of copending Application Nos. 10/161,816 and 10/676,201 respectively (see paragraph 14 of the Official Action). Applicant respectfully notes that each of these applications has been abandoned (see copies of printouts from PAIR system, submitted herewith). Accordingly, it is respectfully submitted that this rejection is now moot.

In view of the above, it is respectfully submitted that all rejections and objections of record have been overcome and that the application is now in allowable form. An early notice of allowance is earnestly solicited and is believed to be fully warranted.

Respectfully submitted,



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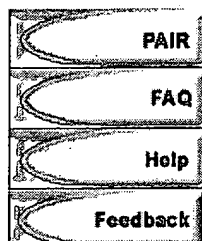
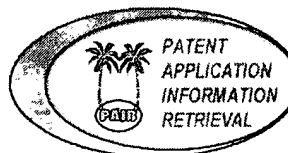
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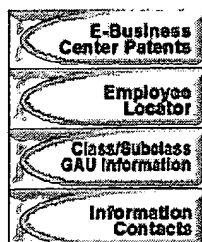
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## PATENT APPLICATION INFORMATION RETRIEVAL



## Other Links



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Search results as of: 5-2-2005::8:45

| Search results for application number: 10/161,816 |   |                            |  |
|---|---|----------------------------|--|
| Application Number:                               | 10/161,816                                      | Customer Number:           | -  |
| Filing or 371(c) Date:                            | 06-04-2002                                      | Status:                    | Abandoned -- Failure to Respond to an Office A |
| Application Type:                                 | Utility   | Status Date:               | 04-06-2005                                     |
| Examiner Name:                                    | SPIVACK, PHYLLIS G                              | Location:                  | ELECTRONIC                                     |
| Group Art Unit:                                   | 1614  | Location Date:             | -  |
| Confirmation Number:                              | 6274  | Earliest Publication No:   | US 2002-0156089 A1                             |
| Attorney Docket Number:                           | PC10517B  | Earliest Publication Date: | 10-24-2002                                     |
| Class/ Sub-Class:                                 | 514/348   | Patent Number:             | -  |
| First Named Inventor:                             | Yuhpyng Chen, Waterford, CT (US)                | Issue Date of Patent:      | -  |
| Title Of Invention:                               | Use of CRF antagonists and related compositions |                            |  |

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| File History |  |
|--------------|--|
| Date         | Contents Description                                     |
| 04-07-2005   | Mail Abandonment for Failure to Respond to Office Action |
| 04-06-2005   | Abandonment for Failure to Respond to Office Action      |
| 09-28-2004   | Mail Final Rejection (PTOL - 326)                        |
| 09-27-2004   | Final Rejection  |
| 07-30-2004   | Date Forwarded to Examiner                               |
| 07-19-2004   | Response after Non-Final Action                          |
| 07-19-2004   | Request for Extension of Time - Granted                  |
| 03-15-2004   | Mail Non-Final Rejection                                 |
| 03-12-2004   | Non-Final Rejection                                      |
| 01-09-2004   | IFW Amended case processing Complete                     |
| 01-09-2004   | Date Forwarded to Examiner                               |
| 12-29-2003   | Response after Non-Final Action                          |
| 12-29-2003   | Request for Extension of Time - Granted                  |
| 09-22-2003   | Information Disclosure Statement (IDS) Filed             |
| 09-10-2003   | Mail Non-Final Rejection                                 |
| 09-08-2003   | Non-Final Rejection                                      |
| 08-13-2003   | Date Forwarded to Examiner                               |

|            |  |
|------------|--|
| 07-24-2003 | Response to Election / Restriction Filed     |
| 07-11-2003 | Information Disclosure Statement (IDS) Filed |
| 07-08-2003 | Mail Restriction Requirement                 |
| 07-08-2003 | Requirement for Restriction / Election       |
| 07-01-2003 | Case Docketed to Examiner in GAU             |
| 07-26-2002 | Case Docketed to Examiner in GAU             |
| 06-04-2002 | Preliminary Amendment                        |
| 07-18-2002 | Application Dispatched from OIPE             |
| 07-16-2002 | Application Is Now Complete                  |
| 06-19-2002 | IFW Scan & PACR Auto Security Review         |
| 06-14-2002 | IFW Scan & PACR Auto Security Review         |
| 06-04-2002 | Initial Exam Team nn                         |

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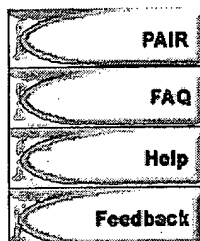
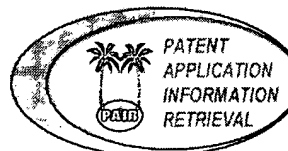
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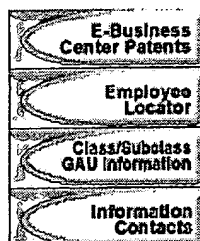
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| Search results for application number: 10/676,201 |   |                            |  |
|---|---|----------------------------|--|
| Application Number:                               | 10/676,201                                      | Customer Number:           | -  |
| Filing or 371(c) Date:                            | 10-01-2003                                      | Status:                    | Abandoned -- Failure to Respond to an Office A |
| Application Type:                                 | Utility   | Status Date:               | 03-18-2005                                     |
| Examiner Name:                                    | SPIVACK, PHYLLIS G                              | Location:                  | ELECTRONIC                                     |
| Group Art Unit:                                   | 1614  | Location Date:             | -  |
| Confirmation Number:                              | 7096  | Earliest Publication No:   | US 2004-0082597 A1                             |
| Attorney Docket Number:                           | PC10517C  | Earliest Publication Date: | 04-29-2004                                     |
| Class/ Sub-Class:                                 | 514/348   | Patent Number:             | -  |
| First Named Inventor:                             | Yuhpyng Chen, Waterford, CT (US)                | Issue Date of Patent:      | -  |
| Title Of Invention:                               | Use of CRF antagonists and related compositions |                            |  |

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| Date         | Contents Description                                     |
| 03-22-2005   | Mail Abandonment for Failure to Respond to Office Action |
| 03-18-2005   | Abandonment for Failure to Respond to Office Action      |
| 08-11-2004   | Mail Restriction Requirement                             |
| 08-07-2004   | Requirement for Restriction / Election                   |
| 05-26-2004   | Date Forwarded to Examiner                               |
| 05-19-2004   | Response to Election / Restriction Filed                 |
| 05-19-2004   | Workflow incoming amendment IFW                          |
| 05-10-2004   | Mail Restriction Requirement                             |
| 05-07-2004   | Requirement for Restriction / Election                   |
| 03-15-2004   | IFW TSS Processing by Tech Center Complete               |
| 03-15-2004   | Case Docketed to Examiner in GAU                         |
| 10-01-2003   | Preliminary Amendment                                    |
| 01-23-2004   | Application Return from OIPE                             |
| 01-23-2004   | Application Is Now Complete                              |
| 01-23-2004   | Application Return TO OIPE                               |
| 01-22-2004   | Application Dispatched from OIPE                         |
| 01-23-2004   | Application Is Now Complete                              |

|            |                                      |
|------------|--------------------------------------|
| 12-16-2003 | Cleared by OIPE CSR                  |
| 11-14-2003 | IFW Scan & PACR Auto Security Review |
| 10-01-2003 | Initial Exam Team nn                 |

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